IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.2027 OF 1987

Sara Hasanali Sanchawala ... Plaintiff.

V/s.

M/s. Bhagwandas Gulmal Nagpal & Ors. ... Defendants.

None for the plaintiff.

Mr. Vinayak Shirgaonkar i/by M/s. N. C. Dalal & Co. for defendant Nos. 4 & 6.

Ms. Kanti Jhaveri i/by M/s Bilawala & Co. for the defendant No. 5.

CORAM : ANOOP V. MOHTA,J.

DATED : 4th April, 2007

P.C.

The present suit is against the partnership firm i.e. defendant No.1 and other defendant Nos. 2 to 7 as they are partners of the said firm. The suit is for recovery of the amount against the partnership firm. By consent terms dated 23rd September, 1988, the plaintiff and defendant No. 1, 2 and 3 have settled the matter. The learned counsel appearing for defendant Nos. 4 and 6 and learned counsel appearing for defendant No.5 submit that in view of the consent terms nothing survives in the present suit. None appears for the plaintiff.

2. Considering the consent terms and the statement as recorded, I am of the view that there is nothing survives in this suit. The present suit is disposed of even in respect of other defendants.

[ANOOP V. MOHTA, J.]